STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87663

This is to certify that: JOE SLAGOWSKI AND
NICOLE SLAGOWSKI
2325 E 2300 N
HAMER, ID 83425-5023

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
31-12245	WR/DECREED	3/28/1973	1.930 cfs	363.6 af	N/A	103.9	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
31-12245	YES	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
31-12245	31-12530	0.080 cfs	15.7 af	N/A	4.5	31-12245	1.850 cfs	347.9 af	N/A	99.4
COMBINED TOTALS		**0.080 cfs**	**15.7 af**	**N/A**	**4.5**		**N/A**	**N/A**	**N/A**	**N/A**

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 11th day of May, 2023.

Regional Manager

Transfer No. 87663

SUPPORT DATA
IN FILE # 31-12245

SCANNED
MAY 12 2023

WATER RIGHT NO. 31-12245

As Modified by Transfer No. 87663

In accordance with the approval of Transfer No. 87663, Water Right No. 31-12245 is now described as follows:

Right Holder: SPENCER BROWN AND
KAMI BROWN
2273 E 2300 N
HAMER, ID 83425-5023
AND
NICOLE SLAGOWSKI AND
JOE SLAGOWSKI
2325 E 2300 N
HAMER, ID 83425-5023

Priority Date: 3/28/1973

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to 11/01	1.850 cfs	347.9 af
			1.850 cfs	347.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESESE Sec 5 Twp 07N Rge 36E JEFFERSON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	36E	4											33.5						33.5
07N	36E	5													33.9			32.0	65.9

POU Total Acres: 99.4

CONDITIONS OF APPROVAL

1. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Transfer No. 87663

SCANNED
MAY 12 2023

WATER RIGHT NO. 31-12530

As Modified by Transfer No. 87663

In accordance with the approval of Transfer No. 87663, Water Right No. 31-12530 is now described as follows:

Right Holder: JOE SLAGOWSKI AND
NICOLE SLAGOWSKI
2325 E 2300 N
HAMER, ID 83425-5023

Priority Date: 3/28/1973

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	0.080 cfs	15.7 af
				0.080 cfs	15.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESW Sec 4 Twp 07N Rge 36E JEFFERSON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	36E	4											4.5						4.5

POU Total Acres: 4.5

CONDITIONS OF APPROVAL

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. Prior to the diversion and use of water under Transfer approval 87663, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
4. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

SCANNED
MAY 12 2023

WATER RIGHT NO. 31-12530

As Modified by Transfer No. 87663

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAY 12 2023

Attachment to Transfer Approval 87663

This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- WR POD
- WR POU
- Township/Range
- Sections
- QQ

0 125 250 500 Feet

N
W E
S

SCANNED
MAY 12 2023

Date: 5/11/2023

Rev. 07/18 $200.00

RECEIVED

MAR 21 2023

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87663

MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Joe and Nicole Slagowski

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☑ * Completed Application for Transfer of Water Right form, Part 1.
- ☑ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☑ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☑ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☑ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☑ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☑ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☑ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☑ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☑ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☑ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☑ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at https://idwr.idaho.gov/water-rights/transfers/resources/.
- ☐ ☑ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☑ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☑ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☑ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☑ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☑ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☑ #10 Other. Please describe: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Nicole and Joe Slagowski Phone 208-662-5731

Mailing address 2325 E 2300 N Hamer ID 83425 Email

☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.

☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.

☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.

☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Phone

Mailing address Email

☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☐ Send original correspondence to the applicant and copies to the representative.

☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Joe Slagowski | Joe Slagowski Owner | 3-21-23
Signature of Applicant or Authorized Representative | Print Name and Title if applicable | Date

Nicole Slagowski | Nicole Slagowski Owner | 3-21-23
Signature of Applicant or Authorized Representative | Print Name and Title if applicable | Date

A. PURPOSE OF TRANSFER

1. ☑ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other Ownership Change

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part1A.3**.
Change the point of diversion for a 4.5 acre portion of water right. Ownership Change will occur. Points of diversion are within the same ESPA model cell.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. All	Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☐	☑	31-12245	0.08/15.7	Irrigation	04/01 to 11/01	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	

Total authorized under rights 0.08 cfs and/or 15.7 acre-feet.

2. Total amount of water proposed to be transferred or changed .08 cubic feet per second and/or 15.7 acre-feet per year.

3. Point(s) of Diversion:

☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SE	SW	04	07N	36E	Jefferson	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	36E	4											4.5						4.5

Total Acres (for irrigation use) 4.5

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Point of diversion to pivots and hand lines. Diversion is equipped with a magnetic flow meter. Power panel Can be locked.

b. Who owns the property at the point(s) of diversion? Applicants
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
No change. Point of diversion will only be changing.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
31-11409 and 31-4024 are diverted from the proposed point of diversion.

g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐ ☑ undergone a period of five or more consecutive years of non-use,
☐ ☑ currently leased to the Water Supply Bank,
☐ ☑ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☑ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 31-12245

1. amount 0.08/ 15.7 (cfs/ac-ft) for Irrigation purposes from 04/01 to 11/01
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____
   amount ____ (cfs/ac-ft) for ____ purposes from ____ to ____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	36E	4											4.5						4.5

Total Acres (for irrigation use) 4.5

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MAR 29 2023

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

3/21/2023

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12245

Owner Type	Name and Address
Current Owner	KAMI BROWN
Current Owner	SPENCER BROWN
Current Owner	JOE SLAGOWSKI 2273 E 2300 N HAMER, ID 83425 2086625421
Current Owner	NICOLE SLAGOWSKI 2325 E 2300 N HAMER, ID 83425 2086625421
Original Owner	NICK R MICKELSEN 1812 E 1500 N TERRETON, ID 83450 2086634800
Security Interest	IDAHO AGCREDIT FLCA 1586 N 2ND E REXBURG, ID 83440-5129 2083565479

Priority Date: 03/28/1973

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	1.93 CFS	363.6 AFA
Total Diversion			1.93 CFS	363.6 AFA

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Location of Point(s) of Diversion:

GROUND WATER | NESESE | Sec. 05 | Township 07N | Range 36E | JEFFERSON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	36E	4		SWSW	38									
		5		NESE	33.9		SESE	32						

Total Acres: 103.9

Conditions of Approval:

1. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

SCANNED
MAR 29 2023

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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SCANNED

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by BJ Date 3/21/2023 Preliminary check by _____ Date _____

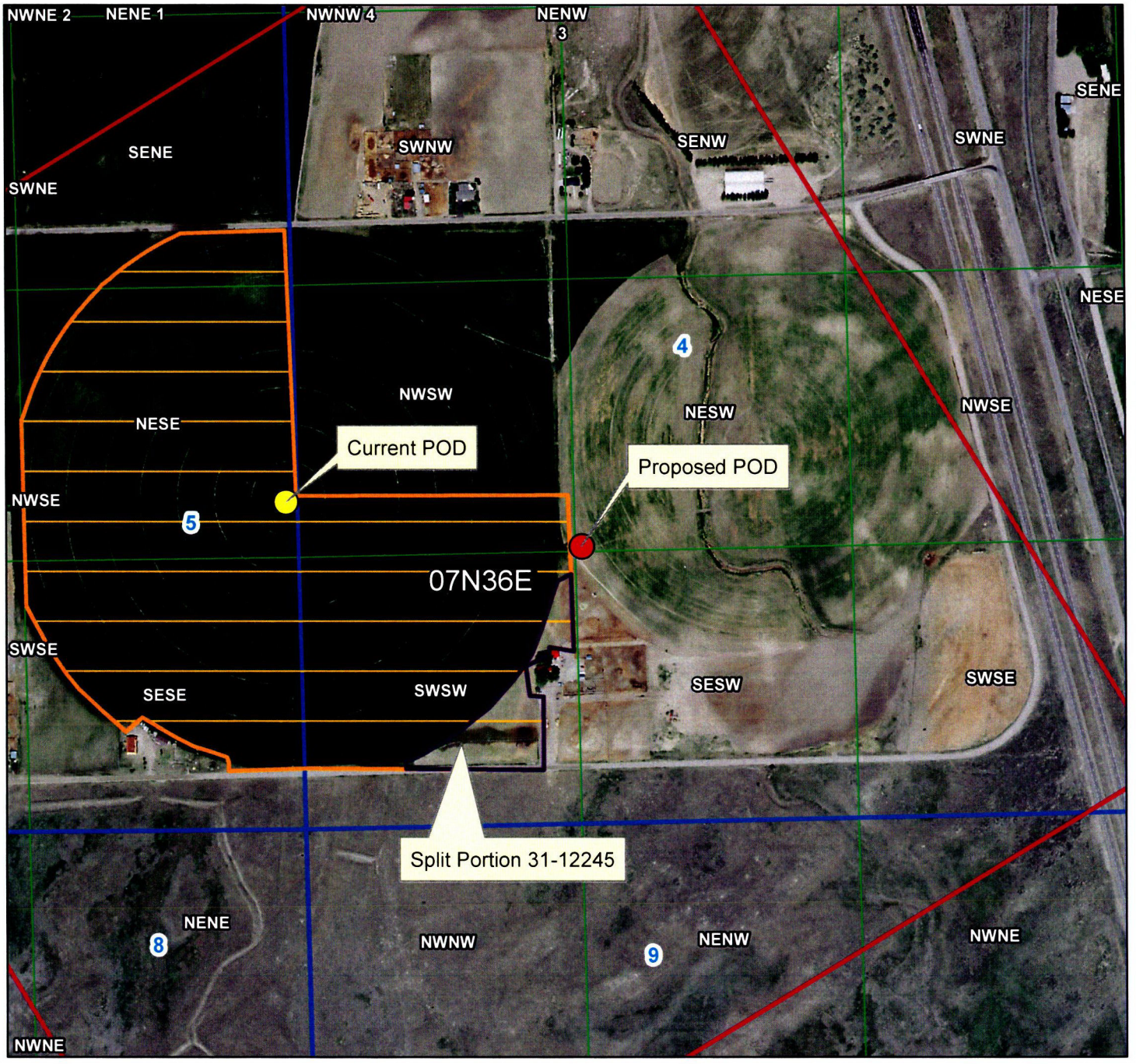
Fee paid $300.- Date 3/21/2023 Receipted by JB Receipt # E048999

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

SCANNED
MAR 29 2023

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- Split_Portion_POU
- Water Right POU 31-12245
- ESPAM2_ModelGrid_06092011
- Township/Range
- Sections
- QQ

N

SCANNED
MAR 29 2023

87663

QUITCLAIM DEED

FOR VALUE RECEIVED

Spencer E. Brown and Kami L. Brown, husband and wife

do hereby convey, release, remise and forever quit claim unto

Joe Slagowski and Nicole Slagowski, husband and wife

whose current address is:

Instrument No. 391037
12-30-2010
At 4:17 o'clock P M
Jefferson Co. Recorder
Fee 10.00 Deputy
Recorded for Joe Slagowski

Hereinafter called Grantee, the following described premises situated in Jefferson County, Idaho, TO WIT:

Tract 2: Township 7 North, Range 36 East, Boise Meridian, Jefferson County, Idaho. Section 4: East Half Southwest Quarter; and the West Half Southeast Quarter lying West of Interstate Highway No. 15.

Tract 3: Township 7 North, Range 36 East, Boise Meridian, Jefferson County, Idaho. Part of the Southwest Quarter of the Southwest Quarter of Section 4, Township 7 North, Range 36 East, Boise Meridian, Jefferson County, Idaho, described as follows: Commencing at the Southeast corner of said Southwest Quarter of the Southwest Quarter and running thence West 66 feet; thence North 363 feet; thence West 49.5 feet; thence North 132 feet; thence East 115.5 feet; thence South 495 feet to the point of beginning.

together with its appurtenances.

Dated: 12/28/10

Spencer E. Brown
Spencer E. Brown

Kami L. Brown
Kami L. Brown

State of ID }
}ss.
County of Jefferson }

On this 28th day of December, in the year 2010 before me the undersigned, personally appeared Spencer and Kami Brown, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is/are subscribed to within instrument, and acknowledged to me that he/she/they executed the same.

Marc Fonnesbeck
Notary Public for the State of Idaho
Residing at: Rigby
Commission Expires: 4-27-2013

MARC FONNESBECK NOTARY PUBLIC STATE OF IDAHO

87663

SCANNED
MAR 29 2023

AFTER RECORDING MAIL TO:
Joe Slagowski
2325 E. 2300 N.
Hamer, ID 83425

Instrument # 478[illegible]
RIGBY, JEFFERSON, IDAHO
3-2-2023 01:26:03 PM No. of Pages: 1
Recorded for : NICOLE SLAGOWSKI
COLLEEN C. POOLE Fee: 15.00
Ex-Officio Recorder Deputy RR
Index to: QUIT CLAIM DEED

QUITCLAIM DEED

Tract 4

For Value Received, **Spencer E. Brown & Kami L. Brown, Husband and Wife,** hereinafter called the "Grantor's", does herby convey, release, remise, and forever quitclaim unto **Joe Slagowski & Nicole Slagowski, Husband and Wife**, hereinafter called the "Grantee's", whose current address is 2325 E. 2300 N., Hamer, ID 83425, the following described real property situated in Jefferson County, State of Idaho, to-wit:

Part of the W1/2 SW1/4 of Section 4, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, more particularly described as follows:
COMMENCING at the Southwest Corner of said Section 4, said corner monumented with a 1936 USBS Brass Cap, recorded as Instrument No. 478253 in the Jefferson County Clerk's Office;
Thence N89°55'04"E along the South line of said Section 4 a distance of 607.80 feet to the POINT OF BEGINNING, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence N04°00'00"E a distance of 40.00 feet to the beginning of a Non-Tangent Curve Left, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence along said Curve, Radius = 1402.00 feet, Delta = 32°42'00", Arc Length = 800.15 feet,
Chord Bearing = N49°18'00"E, Chord Length = 789.34 feet to the end of a Non-Tangent Curve Left, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence N21°01'25"E a distance of 342.13 feet to the East line of the West Half (W1/2) of the Southwest Quarter (SW1/4) of said Section 4, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S00°35'16"W along said East line a distance of 378.00 feet to the Northeast corner of Tract 3 of Quitclaim Deed Instrument No. 389037;
Thence S89°55'04"W a distance of 115.50 feet to the Northwest corner of said Tract 3;
Thence S00°35'16"W a distance of 132.00 feet to a corner of said Tract 3;
Thence N89°55'04"E a distance of 49.50 feet to a corner of said Tract 3;
Thence S00°35'16"W a distance of 363.00 feet to the Southwest corner of said Tract 3, said point being on the South line of said Section 4;
Thence S89°55'04"W a distance of 649.00 feet to the POINT OF BEGINNING, containing 4.41 acres more or less.
Subject to: Easements and Right-of-Ways for public utilities, highways, roads, ditches, canals, power poles, and transmission lines as they exist.
To have and to hold the said premises, together with its appurtenances, unto the said grantee, heirs and assigns forever.

Dated: 2/27/23

Spencer E. Brown

Kami L. Brown

STATE OF IDAHO)
) SS.
COUNTY OF Jefferson)

On this 27th day of Feb. 2023 before me, the undersigned, an Idaho notary public, personally appeared, **Spencer E. Brown & Kami L. Brown,** known or identified to me to be the individuals who subscribed their names to the forgoing instrument, and acknowledged to me that they executed the within quitclaim deed.

Notary Public of Idaho

Residing at: Rigby, ID

Commission Expires: 7-19-2025

NICK H. BAZIL
Commission No. 61922
Notary Public
State of Idaho

SCANNED
MAR 29 2023

87663

AFTER RECORDING MAIL TO:
Joe Slagowski
2325 E. 2300 N.
Hamer, ID 83425

Instrument # 478473
RIGBY, JEFFERSON, IDAHO
3-2-2023 01:23:44 PM No. of Pages: 1
Recorded for : NICOLE SLAGOWSKI
COLLEEN C. POOLE Fee: 15.00
Ex-Officio Recorder Deputy RR
Index to: QUIT CLAIM DEED

QUITCLAIM DEED

Tract 5

For Value Received, **Joe Slagowski & Nicole Slagowski, Husband and Wife**, hereinafter called the "Grantor's", does herby convey, release, remise, and forever quitclaim unto **Joe Slagowski & Nicole Slagowski, Husband and Wife**, hereinafter called the "Grantee's", whose current address is 2325 E. 2300 N., Hamer, ID 83425, the following described real property situated in Jefferson County, State of Idaho, to-wit:

Part of the W1/2 SW1/4 of Section 4, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, more particularly described as follows:
COMMENCING at the Southwest Corner of said Section 4, said corner monumented with a 1936 USBS Brass Cap, recorded as Instrument No. 478253 in the Jefferson County Clerk's Office;
Thence N89°55'04"E along the South line of said Section 4 a distance of 607.80 feet to the POINT OF BEGINNING, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence N04°00'00"E a distance of 40.00 feet to the beginning of a Non-Tangent Curve Left, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence along said Curve, Radius = 1402.00 feet, Delta = 32°42'00", Arc Length = 800.15 feet,
Chord Bearing = N49°18'00"E, Chord Length = 789.34 feet to the end of a Non-Tangent Curve Left, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence N21°01'25"E a distance of 342.13 feet to the East line of the West Half (W1/2) of the Southwest Quarter (SW1/4) of said Section 4, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S00°35'16"W along said East line a distance of 378.00 feet to the Northeast corner of Tract 3 of Quitclaim Deed Instrument No. 389037;
Thence continuing S00°35'16"W a distance of 495.00 feet to the Southeast Corner of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of said Section 4, said corner monumented with a 5/8" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S89°55'04"W along the South line of said Section 4 a distance of 66.00 feet to the Southeast corner of Tract 3 of Quitclaim Deed Instrument No. 389037;
Thence continuing S89°55'04"W along said South line a distance of 649.00 feet to the POINT OF BEGINNING, containing 5.31 acres more or less.
Subject to: Easements and Right-of-Ways for public utilities, highways, roads, ditches, canals, power poles, and transmission lines as they exist.
To have and to hold the said premises, together with its appurtenances, unto the said grantee, heirs and assigns forever.

Dated: 2-27-23

Joe Slagowski

Nicole Slagowski

STATE OF IDAHO)
) SS.
COUNTY OF Jefferson)

On this 27th day of Feb 2023 before me, the undersigned, an Idaho notary public, personally appeared, **Joe Slagowski & Nicole Slagowski,** known or identified to me to be the individuals who subscribed their names to the forgoing instrument, and acknowledged to me that they executed the within quitclaim deed.

Notary Public of Idaho

Residing at: Rigby, ID

Commission Expires: 7-19-2025

NICK H. BAZIL
Commission No. 61922
Notary Public
State of Idaho

87663

SCANNED
MAR 29 2023

AFTER RECORDING MAIL TO:
Spencer Brown
2273 E. 2300 N.
Hamer, ID 83425

Instrument # [redacted]474
RIGBY, JEFFERSON, IDAHO
3-2-2023 01:24:51 PM No. of Pages: 1
Recorded for : NICOLE SLAGOWSKI
COLLEEN C. POOLE Fee: 15.00
Ex-Officio Recorder Deputy RR
Index to: QUIT CLAIM DEED

QUITCLAIM DEED

Tract 3

For Value Received, **Spencer E. Brown & Kami L. Brown, Husband and Wife**, hereinafter called the "Grantor's", does herby convey, release, remise, and forever quitclaim unto **Spencer E. Brown & Kami L. Brown, Husband and Wife**, hereinafter called the "Grantee's", whose current address is 2273 E. 2300 N., Hamer, ID 83425, the following described real property situated in Jefferson County, State of Idaho, to-wit:

Part of the W1/2 SW1/4 of Section 4, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, more particularly described as follows:
COMMENCING at the Southwest Corner of said Section 4, said point being the POINT OF BEGINNING, said corner monumented with a 1936 USBS Brass Cap, recorded as Instrument No. 478253 in the Jefferson County Clerk's Office;
Thence N00°56'37"E a distance of 1320.51 feet to the Northwest Corner of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of said Section 4, said corner monumented with a 5/8" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S88°16'59"E a distance of 1314.76 feet to the Northeast Corner of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of said Section 4, said corner monumented with a 5/8" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S00°35'16"W along the East line of the West Half (W1/2) of the Southwest Quarter (SW1/4) of said Section 4 a distance of 406.11 feet, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S21°01'25"W a distance of 342.13 feet to the beginning of a Non-Tangent Curve Right, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence along said Curve, Radius = 1402.00 feet, Delta = 32°42'00", Arc Length = 800.15 feet,
Chord Bearing = S49°18'00"W, Chord Length = 789.34 feet to the end of a Non-Tangent Curve Right, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S04°00'00"W a distance of 40.00 feet, said corner monumented with a 1/2" iron rod with a plastic cap marked "K.L.T. PLS 10563";
Thence S89°55'04"W a distance of 607.80 feet to the POINT OF BEGINNING, containing 34.04 acres more or less.
Subject to: Easements and Right-of-Ways for public utilities, highways, roads, ditches, canals, power poles, and transmission lines as they exist.
To have and to hold the said premises, together with its appurtenances, unto the said grantee, heirs and assigns forever.

Dated: 2/27/23

Spencer E. Brown

Kami L. Brown

STATE OF IDAHO)
) SS.
COUNTY OF Jefferson)

On this 27th day of Feb. 2023 before me, the undersigned, an Idaho notary public, personally appeared, **Spencer E. Brown & Kami L. Brown,** known or identified to me to be the individuals who subscribed their names to the forgoing instrument, and acknowledged to me that they executed the within quitclaim deed.

Notary Public of Idaho

Residing at: Rigby, ID

Commission Expires: 7-19-2025

NICK H. BAZIL
Commission No. 61922
Notary Public
State of Idaho

SCANNED
MAR 29 2023

87663

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

May 11, 2023

JOE SLAGOWSKI
NICOLE SLAGOWSKI
2325 E 2300 N
HAMER ID 83425-5023

Re: Transfer No: 87663
Water Right No(s).: 31-12245

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
MAY 12 2023

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 525-7161.

Sincerely,

Christina Henman
Administrative Assistant

Enclosure
CC:

IDAHO AGCREDIT FLCA
1586 N 2ND E
REXBURG ID 83440-5129

SPENCER BROWN
KAMI BROWN
2273 E 2300 N
HAMER ID 83425-5023

SCANNED
MAY 12 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87663
Water Right No(s).: 31-12245

JOE SLAGOWSKI
NICOLE SLAGOWSKI
2325 E 2300 N
HAMER ID 83425-5023

IDAHO AGCREDIT FLCA
1586 N 2ND E
REXBURG ID 83440-5129

SPENCER BROWN
KAMI BROWN
2273 E 2300 N
HAMER ID 83425-5023

Christina Henman
Administrative Assistant

SCANNED
MAY 12 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

SCANNED
MAY 12 2023

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) The petition for reconsideration is disposed of; or
> (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SCANNED
MAY 12 2023

MEMORANDUM

Date: May 4, 2023

To: Transfer 87663

From: Cameron Ring

Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the point of diversion for a 4.5 acre portion of water right 31-12245. The proposed point of diversion is an existing well located on the applicant's property. This transfer will also include a change in ownership for the split portion 31-12530 to Joe and Nicole Slagowski.

Authority to File:
The applicants are the owners of the 4.5 acre portion per deeds included in the transfer. Jefferson County tax lot data confirms the recent change in ownership.

Water Right Validity:
The water right was decreed in 2002. Reviewing arial photography, there is no indication of forfeiture. Forfeiture is not an issue.

Injury to Other Water Rights:
The proposed changes will not result in injury to other water users. The points of diversion are within the same ESPA analysis model cell, no ESPA analysis required. The net rate, volume, and irrigated acres will stay the same. The rights are regulated under WD 110. The watermaster does not oppose the application. This application was advertised without protest.

Enlargement of Use:
The approval of this transfer will not result in an enlargement of a water right.

Local Public interest:
No issues identified.

Beneficial Use/Conservation of Water Resources:
No issues identified.

Effect on Economy the Local Area:
No issues identified.

Effect on Agricultural Base of the Local Area:
No issues identified.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

SCANNED
MAY 12 2023

THE JEFFERSON STAR

PROOF OF PUBLICATION
Jefferson Star

RECEIVED
APR 14 2023
Department of Water Resources
Eastern Region

State of Idaho
County of Jefferson

I, ~~Dawn Giannini, or~~ Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager, or~~ Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of Jefferson Star, a newspaper of general circulation, published 1 day, Wednesday at Rigby, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Jefferson Star for 2 day(s), first publication having been made on 04/05/2023 last publication having been made on 04/12/2023, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, on this 12th day of April, 2023

VERA J POWELL
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20222624
MY COMMISSION EXPIRES 5-31-2028

Notary Public
My commission expires:

_____ attached jurat _____

STATE OF IDAHO

ss.

COUNTY OF JEFFERSON

On this 12th day of April, 2023 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini or~~ Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

VERA J POWELL
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20222624
MY COMMISSION EXPIRES 5-31-2028

Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87663

JOE AND NICOLE SLAGOWSKI, 2325 E 2300 N, HAMER, ID 83425 has filed Application No. 87663 for changes to the following water rights within JEFFERSON County(s): Right No(s). 31-12245; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change the point of diversion. The proposed point of diversion is in SESW, Section 4, T07N, R36E for 0.08 cfs from ground water. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of $25.00 for each application on or before 4/24/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published in the Jefferson Star, Rigby, Idaho, on April 5 and 12, 2023. (354034)

AD# 354034

SCANNED
APR 27 2023

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

RE: Transfer No. 87663

Transfer Applicant's Name: JOE SLAGOWSKI
NICOLE SLAGOWSKI
2325 E 2300 N
HAMER, ID 83425

Watermaster's Recommendation:

a) _X_ I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this 5th day of April 2023.

Blake Jordan
Watermaster's Signature
WD110

SCANNED
APR 27 2023

Henman, Christina

From: Henman, Christina
Sent: Wednesday, March 29, 2023 3:32 PM
To: Jordan, Blake
Subject: Applications for Permit of 22-14542 and Transfer 87663
Attachments: tmp8C6D.docx; tmpBF22.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. You can find a copy of the application at: https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

SCANNED
APR 27 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

March 29, 2023

JOE SLAGOWSKI
NICOLE SLAGOWSKI
2325 E 2300 N
HAMER, ID 83425

RE: Transfer No. 87663
Water Right No(s). 31-12245

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the JEFFERSON STAR on 4/5/2023 and 4/12/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

SCANNED
MAR 29 2023

Henman, Christina

From: Henman, Christina
Sent: Wednesday, March 29, 2023 1:55 PM
To: info@jeffersonstarnews.com
Subject: Legal Notice for Jefferson Star
Attachments: 87663 Jefferson Star.docx

LEGAL NOTICE DEPARTMENT
JEFFERSON STAR
PO BOX 37
RIGBY, ID 83442

RE: Transfer No. 87663
Water Right No(s). 31-12245

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 4/24/2023. Your cooperation is appreciated.

Thank You,

IDAHO DEPARTMENT OF WATER RESOURCES

Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

SCANNED
MAR 29 2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87663

JOE SLAGOWSKI, 2325 E 2300 N, HAMER, ID 83425-5023; NICOLE SLAGOWSKI, 2325 E 2300 N, HAMER, ID 83425 has filed Application No. 87663 for changes to the following water rights within JEFFERSON County(s): Right No(s). 31-12245; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: Change point of diversion and split water right 31-1224. The proposed point of diversion for split water right 31-12530 is in SESW Section 4 T07N R36E for 0.08cfs from ground water.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of $25.00 for each application on or before 4/24/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/5/2023 and 4/12/2023

SCANNED
MAR 29 2023

State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 17, 2013

Idaho AgCredit FLCA
PO Box 386
Rexburg ID 83440

RE: Notice of Security Interest in a Water Right 31-12245

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence adding a security interest to the above referenced water right(s) to you. The department has modified its records to reflect the security interest and has enclosed a computer-generated report for your records.

Updating the security interest record for a water right does not reconfirm the validity of the right. When processing an security interest notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure

cc: Spencer Brown
Kami Brown
Joe Slagowski
Nicole Slagowski